

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANTWON DENNIS,

Plaintiff,

-against-

COMMISSIONER ANTHONY ANNUCCI,
ET AL.,

Defendants.

23-CV-6899 (LTS)

ORDER OF DISMISSAL

LAURA TAYLOR SWAIN, Chief United States District Judge:

By order dated August 8, 2023, the Court directed Plaintiff, within 30 days, either to pay the \$402.00 in fees required to file a civil action in this court, or to submit a completed request to proceed *in forma pauperis* (IFP) and prisoner authorization form, plus resubmit the signature page of the complaint. That order specified that failure to comply would result in dismissal without prejudice of the complaint. Plaintiff has not paid the fees or filed an IFP application, prisoner authorization, and updated signature page. Accordingly, the complaint is dismissed without prejudice. *See* 28 U.S.C. §§ 1914, 1915.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue). Judgment shall enter.

SO ORDERED.

Dated: September 14, 2023
New York, New York

/s/ Laura Taylor Swain

LAURA TAYLOR SWAIN
Chief United States District Judge